

32B-6-702 Definitions.

As used in this part, "recreational amenity" is defined by the commission by rule made in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act. A rule made under this section shall define "recreational amenity" to be one or more of the following or an activity substantially similar to one of the following:

- (1) a billiard parlor;
- (2) a pool parlor;
- (3) a bowling facility;
- (4) a golf course;
- (5) miniature golf;
- (6) a golf driving range;
- (7) a tennis club;
- (8) a sports facility that hosts professional sporting events and has a seating capacity equal to or greater than 6,500;
- (9) a concert venue that has a seating capacity equal to or greater than 6,500;
- (10) one of the following if owned by a government agency:
 - (a) a convention center;
 - (b) a fair facility;
 - (c) an equestrian park;
 - (d) a theater; or
 - (e) a concert venue;
- (11) an amusement park:
 - (a) with one or more permanent amusement rides; and
 - (b) located on at least 50 acres;
- (12) a ski resort;
- (13) a venue for live entertainment if the venue:
 - (a) is not regularly open for more than five hours on any day;
 - (b) is operated so that food is available whenever beer is sold, offered for sale, or furnished at the venue; and
 - (c) is operated so that no more than 15% of its total annual receipts are from the sale of beer; or
- (14) concessions operated within the boundary of a park administered by the:
 - (a) Division of Parks and Recreation; or
 - (b) National Parks Service.

Amended by Chapter 2, 2011 Special Session 2

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